

The Court has now learned that the Sixth Circuit denied the petition for a rehearing on January 3, 2018. Yet, despite the passage of more than four months, counsel failed to notify the

Court of the Sixth Circuit's action as instructed. The Court is also aware that a further petition for writ of certiorari to the Supreme Court of the United States remains pending in *Verwiebe*. But this fact does not negate counsels' failure to comply with the Court's instructions.

The Court intends to proceed with sentencing in this case. Therefore, this matter is set for sentencing at **10 a.m. on Monday, June 25, 2018**.

**IT IS SO ORDERED.**

**s/ S. Thomas Anderson**  
S. THOMAS ANDERSON  
CHIEF UNITED STATES DISTRICT JUDGE

Date: May 22, 2018.